

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **HIGH AVAILABILITY DATABASE SYSTEM USING LIVE/LOAD DATABASE COPIES** the specification of which ____ is attached hereto or X was filed on February 12, 2001 as Application No. 09/782,178 and was amended on _____ (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status

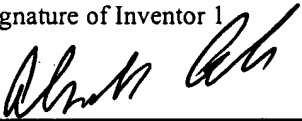
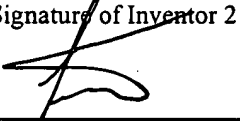
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Practitioners at Customer Number 20350

Send Correspondence to: Philip H. Albert TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111-3834	Direct Telephone Calls to: (Name, Reg. No., Telephone No.) Name: Philip H. Albert Reg. No.: 35,819 Telephone: 415-576-0200
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Full Name of Inventor 1:	Last Name: GORELIK	First Name: ALEXANDER	Middle Name or Initial:	
Residence & Citizenship:	City: Fremont	State/Foreign Country: California	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 44153 Boitano Drive	City: Fremont	State/Country: California	Postal Code: 94539
Full Name of Inventor 2:	Last Name: BURDA	First Name: LEON	Middle Name or Initial:	
Residence & Citizenship:	City: Cupertino	State/Foreign Country: California	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 22206 Quintero Court	City: Cupertino	State/Country: California	Postal Code: 95014

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1 	Signature of Inventor 2 
Alexander Gorelik	Leon Burda
Date 5/8/01	Date 5/7/01



To use this form: Press the F11 key to move from field to field. Where necessary, type in the appropriate text. For **Checkboxes**, double-click on the checkbox. This will bring up a new dialog box. In this window, choose either **Checked** or **Not-Checked** in the "default value" area on the right side. Then click OK. **Note: These instructions are in "hidden" text and will not print.**

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PTO/SB/81 (10-00)

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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT	Application Number	09782178
	Filing Date	February 12, 2001
	First Named Inventor	Alexander Gorelik
	Group Art Unit	2171
	Examiner Name	Unassigned
	Attorney Docket Number	19024001710

I hereby appoint:

☒ Practitioners at Customer Number

20350 click field

Place Customer
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OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

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I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/86).

SIGNATURE of Applicant or Assignee of Record

Name	CAROL M. BALDWIN
Signature	CAROL M. BALDWIN
Date	JUNE 4, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

To use this form: Press the F11 key to move from field to field. Where necessary, type in the appropriate text. For Checkboxes, double-click on the checkbox. This will bring up a new dialog box. In this window, choose either **Checked** or **Not-Checked** in the "default value" area on the right side. Then click **OK**. **Note:** These instructions are in "hidden" text and will not print.

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Acta Technology, Inc.

Application No./Patent No.: 09/782,178

Filed/Issue Date: February 12, 2001

Entitled: HIGH AVAILABILITY DATABASE SYSTEM USING LIVE/LOAD DATABASE COPIES

Acta Technology, Inc., a corporation of the State of Delaware

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

5/16/01

Date

CAROL MILLS BALDWIN

Signature

CAROL MILLS BALDWIN

Typed or printed name

CEO

Title